

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 ALLEN OWENS,

4 Plaintiff

5 v.

6 GNLV, LLC,

7 Defendant

Case No.: 2:23-cv-00112-APG-VCF

Order Denying Motion to Remand

[ECF No. 15]

8 Plaintiff Allen Owens moves to remand this case to state court because he believes
9 defendant GNLV, LLC “has admitted that it is a citizen of the State of Nevada in its petition for
10 removal.” ECF No. 15 at 1. If true, removal is barred by the “forum defendant” rule of 28
11 U.S.C. § 1441(b)(2).

12 GNLV’s petition properly traces GNLV’s ownership through its several parent entities to
13 demonstrate that it is a citizen of Texas for diversity purposes. ECF No. 7 at 1-2. Thus, there is
14 no basis for Owens’ motion to remand.

15 I strongly recommend to Owens’ counsel that, before filing motions in the future, he read
16 the pleadings carefully and call opposing counsel to discuss whether there is a real dispute. A
17 simple phone call here would have saved the parties and this court valuable time and resources in
18 addressing a meritless motion. Frivolous motions can result in sanctions.

19 I THEREFORE ORDER that the plaintiff’s motion to remand (**ECF No. 15**) is
20 **DENIED.**

21 DATED this 8th day of March, 2023.

22 
23 ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE